



DEPARTMENT OF THE ARMY  
UNITED STATES ARMY LEGAL SERVICES AGENCY  
901 NORTH STUART STREET  
ARLINGTON VA 22203-1837



REPLY TO  
ATTENTION OF

10 MAY 2004

Regulatory Law Office  
U4117

SUBJECT: In the Matter of Adjustment of Gas and Electric Rates of Louisville Gas  
and Electric Company, KY PSC Case No. 2003-00433

Hon. Thomas M. Dorman  
Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
Frankfort, KY 40602

RECEIVED  
MAY 11 2004  
PUBLIC SERVICE  
COMMISSION

Dear Mr. Dorman:

Enclosed for filing find the original and eleven copies of this letter which seeks to withdraw the prepared direct testimony and exhibits of Witness Thomas J. Prisco and Kenneth L. Kincl and the Errata Sheets of Witness Kenneth L. Kincl for intervenor, the consumer interest of the United States Department of Defense and other affected Federal Executive Agencies (hereinafter "DOD") in the above styled proceeding. Please withdraw those filings. Thank you. Withdrawal of these prior filings is being requested to comport with Section 4.4 of a Partial Settlement Agreement, Stipulation and Recommendation in the above styled proceeding. Intervenor, DOD, is a party to that accord.

Copies of this letter are being sent in accord with the Certificate of Service. Inquiries regarding this proceeding should be directed to the undersigned at the address above or at telephone number (703) 696-1646.

Sincerely yours

David A. McCormick  
General Attorney

CF: Certificate of Service  
Hon. Daniel M. Kininmonth, Fort Knox, KY

Certificate of Service

I certify that I have caused a copy of this document to be sent to the following addressees  
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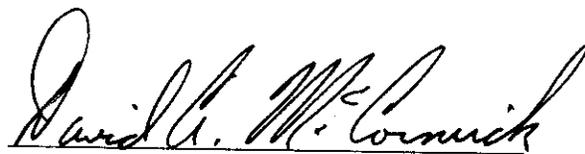
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Dated this 10<sup>th</sup> day of May 2004, at Arlington County, Virginia.



*David G. McCornick*